


**Billings, Delmer**

RSPA-99-5013-4

**From:** Sexten, Jeff [Sexten.Jeff@con-way.com]  
**Sent:** Thursday, April 22, 1999 4:44 PM  
**To:** Rules  
**Subject:** Docket No. RSPA-99-5013 (HM-229)

DEPT. OF TRANSPORTATION  
DOCKETS

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Comments for Docket No. RSPA-99-5013 (HM-229)

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In reviewing the Advance notice of proposed rulemaking (ANPRM) for the revisions to the Incident Reporting Requirements- and the Detailed Hazardous Materials Incident Report DOT Form 5800.1 Con-Way is under the assumption that this report is used to gather information for risk analysis and management. Con-Way has reviewed the thirty-three questions and listed suggestion and comments below.

1. Yes, reporting requirements should be extend to other parties besides carriers
2. Yes, an undeclared hazardous material SPILL should be reported, if no spill occurred then the problem should be handled between that shipper and the carrier
3. No, the threshold of \$50,000 should remain
4. Yes, the reporting requirements for injuries should mirror OSHA requirements 1908.4 (three or more people requiring hospitalization)
5. No, requirements are fine
6. Yes, the shipper needs to be notified if the NRC is notified
7. Yes, depends on the responsibility of incident as to who make the notification. If the shipper is tending to the shipment, and the carrier has not signed for the shipment or taken responsibility, then shipper is responsible to report the incident.
8. Yes, the regulation is clearly stated as is
9. Yes, the integrity and design specification of packages that with stand an accident could be useful  
Yes, each of the four-bullet points should trigger this reporting
10. No, notification for all types of hazardous material should be made
11. Yes, all hazardous material spill should trigger a report regardless of amount of spill or size of package.
12. No, form is adequate
13. No
14. No
15. No
16. None
17. Yes, Label the columns with "Outer and Inter most package" instead of A and B
18. Yes, there should be a section for bulk or non-bulk, but no there should not be a separate form.
19. No, this serves no purpose
20. None, this is already accomplish
21. No, this would be to hard to monitor and administer
22. No, this would be impossible to obtain
23. This would be to hard to determine the dimensions
24. Photos may not always be taken
25. If there was an evacuation what different does it make how long
26. No, this information is not pertinent
27. Yes

- 28. No
- 29. Where can the information be obtained?
- 30. All above items
- 31. Yes, all information should be made available
- 32. Internet
- 33. Wouldn't